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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

KENT H. ROBERTS,

Defendant.

Case No. C 07-04580 MHP

**DEFENDANT KENT ROBERTS’
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL PORTIONS OF DEFENDANT’S
MOTION TO COMPEL PRODUCTION OF
DOCUMENTS FROM THIRD PARTY
HOWREY LLP AND EXHIBITS D & O TO
THE DECLARATION OF WILLIAM S.
FREEMAN IN SUPPORT THEREOF**

Judge: Hon. Marilyn H. Patel

Pursuant to Civil Local Rule 79-5(b), (c) and (d), Defendant Kent Roberts (“Defendant”) hereby submits this Administrative Motion to File Under Seal Portions of Defendant’s Motion to Compel Production of Documents from Third Party Howrey LLP and Exhibits D and O to the Declaration of William S. Freeman in Support Thereof.

1. In accordance with Civil Local Rule 79-5(b) and the Protective Order entered in the arbitration proceeding of *Kevin Weiss v. McAfee, Inc.*, American Arbitration Association, No. 71 166 00038 07 (“*Weiss* Protective Order”), Defendant requests that the following exhibit attached to the Declaration of William S. Freeman, submitted herewith, be filed under seal:

1 Exhibit D – Excerpts from the Deposition Transcript of Robert E. Gooding, Jr.

2 2. In accordance with Civil Local Rule 79-5(b) and the *Weiss* Protective Order,
3 Defendant requests that the following exhibit attached to the Declaration of William S. Freeman,
4 submitted herewith, be filed under seal: Exhibit O – Excerpts from the Deposition Transcript of
5 David T. Bartels.

6 3. In accordance with Local Rule 79-5(c) and (d) and the *Weiss* Protective Order,
7 Defendant requests that certain portions of Defendant's Motion to Compel Production of
8 Documents from Third Party Howrey LLP pertaining to the matters described in Paragraphs 1-2
9 above be filed under seal. A public, redacted version of this document is being lodged with the
10 Court electronically herewith.

11 Dated: February 15, 2008

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15 /s/

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17 Attorneys for Defendant
18 Kent H. Roberts